

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, MAY 9, 1988

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:05 p.m. The meeting was recessed by Mayor O'Connor at 4:40 p.m. The meeting was reconvened by O'Connor at 4:50 p.m. with all Council Members present. Deputy Mayor McColl introduced visitors from Boy Scout Troop 958 of Kensington to the Council. Deputy Mayor McColl adjourned the meeting at 9:30 p.m. to meet in Closed Session on Tuesday, May 10, 1988 at 9:30 a.m. in the twelfth floor conference room regarding pending and potential litigation and meet and confer issues.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-present
 - (3) Council Member McColl-present
 - (4) Council Member Pratt-present
 - (5) Council Member Struiksma-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour; Fishkin (jb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Reverend William L.
Brizendine, Pastor of the First Christian Church of
Clairemont (Disciples of Christ).

FILE LOCATION: MINUTES

May-9-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Pratt.

FILE LOCATION: MINUTES

ITEM-30: WELCOMED

Welcoming Mayor Yu Zheng Sheng from our Sister City Yantai,
Peoples Republic of China.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A025-078.)

May-9-1988

ITEM-31: WELCOMED

Welcoming a group of approximately 10 Girl Scouts from
Troop 8098 at Mason Elementary School, accompanied by Pam
Stevens. This group will arrive at approximately 2:00 p.m.
(District-5.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A079-090.)

ITEM-32: (R-88-2359) ADOPTED AS RESOLUTION R-271859

Declaring May 8-14, 1988 to be "Historic Preservation Week"
in San Diego in recognition of National Historic
Preservation Week; calling upon all San Diegans to
recognize and participate in this special observance.

19880509

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A091-135.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-yea, Struiksmma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-33: (R-88-2149) ADOPTED AS RESOLUTION R-270883

Proclaiming May 8-14, 1988 as "Small Business Week" in San Diego and urging all San Diegans to participate in this special tribute to small businesses.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A136-168.)

MOTION BY HENDERSON TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-34: (R-88-2358) ADOPTED AS RESOLUTION R-270884

Proclaiming May 1988 to be "Better Hearing and Speech Month".

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A169-190.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-35: (R-88-2357) ADOPTED AS RESOLUTION R-270885

Declaring the month of May 1988 to be "Arthritis Month" in San Diego in recognition of National Arthritis Month; encouraging all citizens to support the work of the San Diego Area Chapter of the Arthritis Foundation in helping accelerate advances in the treatment and prevention of this crippling disease.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A191-200.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-36: APPROVED

Approval of Council Minutes for the Meetings of:

4/5/88

4/14/88 Special

4/18/88

4/19/88

4/21/88 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A205-215.)

MOTION BY ROBERTS TO APPROVE THE MINUTES. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-37: DENIED HEARING

Matter of the request of Atlantic Richfield Company (Arco), by R. N. Moore, for a hearing of an appeal from the decision of the Planning Commission in denying a proposed amendment to Conditional Use Permit CUP-85-0365 to allow reconstruction of an existing service station into a 2,500-square-foot mini-market (24-hour operation) with self-service gasoline sales.

The subject property (approximately 16,700 square feet) is located at the southwest corner of Mission Village Drive and Shawn Avenue, and is further described as Lot 1098, Mission Village Unit 11, Map-3977. The CN zoned site is within the Serra Mesa Community Plan area.
(CUP-87-0826. District-5.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM - CUP-85-0365

COUNCIL ACTION: (Tape location: A216-250.)

MOTION BY STRUIKSMA TO DENY THE REQUEST FOR A HEARING AND NOT EXPAND THE HOURS OF OPERATION FOR THE SERVICE STATION. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-50: (O-88-182) ADOPTED AS ORDINANCE O-17087 (New Series)

Amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by adding Section 101.0462, relating to Interim Resource Protection Overlay Zone.
(Introduced on 4/19/88. Council voted 8-0. District 3 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B060-125.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-ineligible, McCarty-yea, Filner-yea,

Mayor O'Connor-yea.

* ITEM-51: (O-88-149) ADOPTED AS ORDINANCE O-17088 (New Series)

Incorporating various properties within the Skyline-Paradise Hills Community Plan Area, into R1-40,000, R1-5000, OS-P, and Institutional (I) Overlay Zones as described and defined by the San Diego Municipal Code. (Skyline-Paradise Hills Community Area. District-4. Introduced on 4/26/88. Council voted 7-0. District 2 and Mayor not present.)

FILE LOCATION: LAND - Skyline-Paradise Hills Community Plan

COUNCIL ACTION: (Tape location: B060-125.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-52: (O-88-191) ADOPTED AS ORDINANCE O-17089 (New Series)

Incorporating 886 Residential Units on a 143-acre site, located on the east side of Interstate 15 south and west of Pomerado Road, into A-1-1, R-3000 and HRO Zones. (Case-86-0897. Rancho Bernardo Community Area. District-1. Introduced on 4/26/88. Council voted 5-2. Districts 1 and 8 voted nay. District 2 and Mayor not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: B126-C070.)

MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-nay.

* ITEM-53: (O-88-180) ADOPTED AS ORDINANCE O-17090 (New Series)

Setting aside and dedicating a portion of Lots 40 and 41 of Rancho Mission of San Diego for a public park. (Serra Mesa Community Area. District-5. Introduced on 4/25/88. Council voted 7-0. District 2 and Mayor not present.)

FILE LOCATION: DEED F-4457 DEEDFY88-1

COUNCIL ACTION: (Tape location: B060-125.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Struiksmā. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmā-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-ineligible.

* ITEM-100: (R-88-1835) ADOPTED AS RESOLUTION R-270886

Awarding a contract to Safetran Traffic Systems, Inc. for the purchase of traffic signal control equipment, as may be required for a period of one year beginning June 1, 1988 through May 31, 1989, for an estimated cost of \$456,000, including tax and terms, with an option to renew the contract for an additional one-year period and option year increases not to exceed 10 percent of original contract pricing. (BID-9628)

FILE LOCATION: MEET CONFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by Struiksmā. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmā-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-101: (R-88-1833) ADOPTED AS RESOLUTION R-270887

Awarding a contract to Jones Chemicals, Incorporated for furnishing liquid chlorine in one-ton cylinders and liquid chlorine in 150-lb. cylinders, as may be required for a period of one year beginning July 1, 1988 through June 30, 1989, for an estimated cost of \$402,800, with an option to renew the contract for an additional one-year period at prices bid; authorizing the Purchasing Agent, in the event the contract vendor is unable to deliver on any occasion during the contract period, to obtain chlorine from All Pure Chemical Company or Continental Chemical Co. at prices bid in the emergency pricing clause; or, if both of these vendors are unable to deliver, to obtain chlorine on the open market. (BID-9600)

FILE LOCATION: MEET CONFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by Struiksmā. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-88-1834) ADOPTED AS RESOLUTION R-270888
19880509

Inviting bids for the Northern Police Station Property
Room Expansion on Work Order No. 118955; authorizing the
execution of a contract with the lowest responsible
bidder; authorizing the City Auditor and Comptroller to
transfer \$24,500 from Capital Outlay Fund 30245,
CIP-36.032.2, Eastern Area Station, to CIP-36-047,
Northern Property Room Expansion; authorizing the
expenditure of funds not to exceed \$66,500 from Capital
Outlay Fund 30245, CIP-36-047, Northern Property Room
Expansion; authorizing the Auditor and Comptroller, upon
advice from the administering department, to transfer
excess budgeted funds, if any, to the appropriate
reserves. (BID-9721)

(University Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The Northern Police
Station was constructed in 1971. Since then the community
has grown substantially, creating a need for additional
property room space. The existing Substation's property room
is 100 sq. ft. The new expansion would increase the property
room area to 800 sq. ft. Currently new Substations are
designed with 1600 sq. ft. of property area.

Aud. Cert. 8800790.

FILE LOCATION: W.O. 118955 CONT - Randazzo Const. Co.
(Roger Randazzo, Contractor) CONTFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-103: (R-88-1828 Rev.1) ADOPTED AS RESOLUTION R-270889

19880509

Rejecting all bids received on June 30, 1987 for the
Renovation Work for the Neighborhood Outreach Program on
Work Order No. 118873; approving the revised plans and
specifications for the above project and readvertising
for bids; authorizing the execution of a contract with

the lowest responsible bidder; authorizing the execution of a first amendment to the agreement with San Diego Youth and Community Service, Inc. increasing the maximum sum allocated by \$65,000 to better accommodate the handicapped and provide adequate heating and air conditioning systems; authorizing the City Auditor and Comptroller to transfer \$65,000 from Program Income Fund 18502 to Neighborhood Outreach Fund 18522, Dept. 5862, Org. 6207; authorizing the expenditure of an amount not to exceed \$65,000 from Dept. 5862, Org. 6207 to supplement funds previously authorized by Resolution R-268385, adopted on May 26, 1987, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9027A) (Greater Golden Hill Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: On September 8, 1986, Council approved an Agreement with San Diego Youth and Community Services (R-260530) which required the Agency to provide architectural services and the City to advertise, award, and manage a CDBG construction contract to renovate the City-owned facility at 2222 Broadway. The Agency's Architect completed plans and specifications and the City advertised the project and opened bids on June 30, 1987. Three bids were received. One was non-responsive and one far exceeded funds available. The apparent low bidder was unable to meet the City's Equal Opportunity Program/Affirmative Action guidelines and thus the rejection of all bids is recommended. This proposal includes a request for \$65,000 of additional CDBG funds for the project to better accommodate the handicapped and provide adequate heating and air conditioning systems. It also constitutes a first amendment to the Agency Agreement for its construction and project management budget. The Agency operates civic, educational, recreational, and social programs in the facility, according to terms of a 20-year lease from the City. The City purchased the property with 1984 Program Year CDBG Funds. The proposed renovation work includes architectural barriers removal, electrical and mechanical work, and interior/exterior finishes.

Aud. Cert. 8700878 Revised.

FILE LOCATION: W.O. 118873 CONT - John C. Bartlett dba C.S. Construction Co.; MEET CONFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104:

Two actions relative to the final subdivision map of
Carmel Mountain Ranch Unit 20-C, a 71-lot subdivision
located southeasterly of Carmel Mountain Road and Rancho
Carmel Drive:
(Carmel Mountain Ranch Community Area. District-1.)

Subitem-A: (R-88-2107) ADOPTED AS RESOLUTION R-270890
Authorizing the execution of a Subdivision Improvement
Agreement with Carmel Mountain Ranch for the
installation and completion of public improvements.

Subitem-B: (R-88-2106) ADOPTED AS RESOLUTION R-270891
Approving the final map.

FILE LOCATION: SUBD - Carmel Mountain Ranch Unit 20-C
CONTFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105:

Two actions relative to the final subdivision map of
North City West, Neighborhood 6, Unit 2, a 5-lot
subdivision located northeasterly of Carmel Valley Road
and I-5:
(North City West Community Area. District-1.)

Subitem-A: (R-88-2138) ADOPTED AS RESOLUTION R-270892
Authorizing the execution of a Subdivision Improvement
Agreement with Pardee Construction Company for the
installation and completion of public improvements.

Subitem-B: (R-88-2137) ADOPTED AS RESOLUTION R-270893
Approving the final map.

FILE LOCATION: SUBD - North City West, Neighborhood 6,
Unit 2 CONTFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106:

Three actions relative to the final subdivision map of
Paradise Gardens West Unit No. 8, a 101-lot subdivision
located northwesterly of Meadowbrook Drive and Paradise
Valley Road:
(South Bay Terraces Community Area. District-4.)

Subitem-A: (R-88-2090) ADOPTED AS RESOLUTION R-270894

Authorizing the execution of a Subdivision Improvement
Agreement with La Jolla Alta for the installation and
completion of public improvements.

Subitem-B: (R-88-2089) ADOPTED AS RESOLUTION R-270895

Approving the final map.

Subitem-C: (R-88-2091) ADOPTED AS RESOLUTION R-270896

Approving the acceptance of a grant deed of La Jolla
Alta, granting to the City all of Lot "A" of Paradise
Gardens West Unit No. 8.

FILE LOCATION:

Subitems A-B SUBD - Paradise Gardens West
Unit No. 8;

Subitem C DEED F-4458

CONTFY88-1; DEEDFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-107: (R-88-2099) ADOPTED AS RESOLUTION R-270897

Terminating the Subdivision Improvement Agreements of
Imperial II for Fortune Homes Units 2, 3 and 4, on file
in the Office of the City Clerk as Document Nos.
RR-251333, RR-252496 and RR-252499; releasing
Performance Bond Nos. 8076-98-82, 8076-98-86 and

8076-98-87, issued by Federal Insurance Company, guaranteeing the improvements in the subdivision known as Fortune Homes Units 2, 3 and 4.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: On March 10, 1980, per Resolution R-251333; August 29, 1980, per Resolution R-252496; and August 25, 1980, per Resolution R-252499, the City entered into agreements with Imperial II, a joint venture, for the installation and completion of certain public improvements for Fortune Homes Units 2, 3 and 4 respectively. No work had been started on Fortune Units 2, 3 or 4, and the land was subsequently re-subdivided and renamed North Creek Homes Unit No. 2. On February 29, 1988, per Resolution R-270423, the Final Map of North Creek Homes Unit No. 2 was approved. At the same time, per Resolution R-270449, another Subdivision Improvement Agreement was entered into between the City and Imperial II to provide the public improvements for North Creek Homes Unit No. 2. There is, therefore, no need for the improvements required with the Final Maps of Fortune Homes Units 2, 3 and 4. It is recommended that those agreements for Fortune Homes Units 2, 3 and 4 be terminated and performance Bond Nos. 8076-98-82, in the amount of \$335,153; 8076-98-86, in the amount of \$269,510; and 8076-98-87, in the amount of \$336,805, issued by Federal Insurance Company, be released.

FILE LOCATION: SUBD - Fortune Homes Units 2,3, & 4

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108: (R-88-2014) ADOPTED AS RESOLUTION R-270898

Declaring Sunwest Properties, to be in default of the terms and conditions of the agreement filed in the Office of the City Clerk on February 27, 1980, as Document No. RR-251261, and the amended agreement filed in the Office of the City Clerk on March 28, 1983, as Document No. RR-258144, relating to the improvement of Westwood Unit No. 16; declaring that the City Attorney shall cause notice of this declaration of default to be given to Sunwest Properties, and to Pacific Insurance Agency; authorizing the City Attorney to take all

appropriate measures to recover from Sunwest Properties, and Pacific Insurance Agency, all costs associated with the completion of the subdivision improvements, as provided by the agreement and Performance Bond No. 05022; authorizing the City Manager to complete, or cause to be completed, said public work and improvements in accordance with the terms of the agreement.

(Rancho Bernardo Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On February 27, 1980, the City entered into an agreement with Avco Community Developers, Inc., for the construction of public improvements within two years, for Westwood Unit No. 16, in accordance with Resolution No. R-251261. This agreement has been amended per Resolution No. R-258144, adopted March 28, 1983, to change the responsible party to Sunwest Properties, a limited partnership, and to extend the time for completion to March 1, 1985. In accordance with San Diego Municipal Code Section 102.0404 and Subdivision Board Resolution No. R-1399 and under the terms of Subdivision Improvement Agreement Document No. R-251261, existing overhead power lines along the northerly lot line of Lots 834 and 835 of Westwood Unit No. 16 are to be relocated underground. On August 27, 1987, Sunwest Properties was advised of this requirement and to date no action has been taken. It is recommended that the subdivider be declared in default.

FILE LOCATION: SUBD - Westwood Unit No. 16

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109: (R-88-2123) ADOPTED AS RESOLUTION R-270899

Resolution of Intention to order certain changes in the improvements within the Standley Park Assessment District; setting a time and place for a public hearing. (Improvement Act of 1913.)

(University City Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: In January 1975, the Standley Park Assessment District was formed by Council to provide for development and improvement of Standley Park. Approximately \$238,000 remained from the assessment district funds when the project was completed. At a public hearing in 1984, a list of additional improvements was approved to be

paid for with the remaining funds. Due to the inability to reach agreement with the San Diego Unified School District, the 1984 project was not able to accomplish all of the proposed work and a surplus still remains in the fund. A final list of improvements is now being proposed. The purpose of the public hearing will be to take testimony relative to the proposed improvements. All property owners within the assessment district will be sent a written notice of the public hearing and a description of the proposed improvements. The proposed improvements consist, in general, of additional parking, lighting, multi-purpose sheds, improvements to the gym, and other miscellaneous items. A complete list is contained in the Engineer's Report. The proposed improvements are the result of numerous meetings within the community and represent a consensus of community input.

FILE LOCATION: STRT P-13

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110: (R-88-2125) ADOPTED AS RESOLUTION R-270900

Approving the acceptance by the City Manager of a street easement deed of Cambridge Terrace, granting to the City an easement for public street purposes in portions of Parcels 3 and 4 of Parcel Map PM-14962; dedicating said land as and for a public street and naming the same Avenida Navidad.

(University Community Area. District-1.)

FILE LOCATION: DEED F-4459 DEEDFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-111: (R-88-2105) ADOPTED AS RESOLUTION R-270901

Excusing Deputy Mayor Gloria McColl from attending the following meetings:

1. The Rules Committee Meeting of April 6, 1988 and the Special Council Meeting of April 14, 1988, for the

- purpose of vacation;
2. The regularly scheduled Council Meeting of April 19, 1988, due to illness.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-88-2150) ADOPTED AS RESOLUTION R-270902

Excusing Council Member Ed Struiksma from attending the Transportation and Land Use Committee Meeting of Monday, April 25, 1988, for the purpose of conducting City business relating to the San Diego Service Authority for Freeway Emergencies (SAFE).

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-88-2058) ADOPTED AS RESOLUTION R-270903

Authorizing the City Auditor and Comptroller to expend up to \$300,000 from the Public Liability Reserve Fund (81140) for payment of claims and litigation for the remainder of Fiscal Year 1988.

CITY MANAGER SUPPORTING INFORMATION: The Public Liability Claims Operating Fund which is budgeted at \$4.0 million for Fiscal Year 1988 is nearly depleted with a fund balance of approximately \$100,000 remaining. Based upon a review by the Risk Management Department and the City Attorney's office, it is estimated that an additional \$300,000 will be needed for the remainder of the fiscal year for associated litigation costs and the settlement of claims under \$20,000. Therefore, it is requested that up to \$300,000 be authorized for expenditure from the Public Liability Reserve Fund which has been established for this purpose. If any unexpended funds remain in the operating fund at the end of the fiscal year, then these funds will be returned to the reserve for further needs.

Aud. Cert. 8800947 revised.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksmā.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksmā-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-88-2051) ADOPTED AS RESOLUTION R-270904

Authorizing the City Manager to pay the sum of \$29,368.02 in the settlement of each and every claim against the City, its agents and employees, resulting from property damage caused by the sewer main stoppage on November 16, 1987 in Balboa Park, City File LP88-0705-0321; authorizing the City Auditor and Comptroller to issue one check in the amount of \$29,368.02 made payable to Luth and Turley, Inc.

(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: On November 16, 1987, the Puppet Theatre, Management Center and Recital Hall were inundated with raw sewage as a result of a sewer main stoppage. The cost for emergency clean up and restoration performed by Luth and Turley, Inc., was \$29,368.02. The backup was relieved by rodding the main on November 16, 1987. The cause of the stoppage was an accumulation of heavy grease in the sewer main. The Risk Management Department handled the damages incurred resulting from the sewer main backup in accordance with the City Council Policy's Assistance Program adopted for sewer main backups and water main breaks. In the Management Center and Recreation Office the jobs performed by Luth and Turley were clean up, disinfect the floorings and remove and install 45 yards of glued down carpet and pad. In the Puppet Theatre the jobs performed were clean up, disinfect the floorings and remove the theatre seats, replace 282 yards of glued down carpet and pad. In the Recital Hall the jobs performed were clean up, disinfect and deodorize the area, installation of 645 square yards of subflooring, 25 square yards of new floor tile and 436 lineal feet of vinyl base flooring.

Aud. Cert. 8800911.

WU-RM-88-120.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksmā.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-115: (R-88-1960) ADOPTED AS RESOLUTION R-270905

Authorizing the execution of an agreement with the District Attorney of the County of San Diego authorizing the payment of 10 percent of the proceeds of federally seized assets which become subject to judicial forfeiture proceedings; authorizing the City Auditor and Comptroller to expend funds on an as required basis, to the District Attorney of the County of San Diego, from Special Fund 10132, for the purpose of compliance with the terms of the agreement; authorizing the City Auditor and Comptroller to make payments to the District Attorney of the County of San Diego, from Special Fund 10132, representing 10 percent of the proceeds from those forfeiture cases handled by attorneys from the District Attorney's Office from September 1, 1987 through the effective date of the agreement, which cases would have been subject to the agreement had it been in effect on September 1, 1987.

(See City Manager Report CMR-88-212.)

COMMITTEE ACTION: Reviewed by PSS on 4/20/88.

Recommendation to approve the City Manager's recommendation and requested regularly scheduled reports on the receipt of funds. Districts 2, 3, 4, 6 and 7 voted yea.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-116: (R-88-2143) ADOPTED AS RESOLUTION R-270906

Authorizing the execution of an agreement with Ocean Beach Merchant's Association to carry out marketing activities for the Newport Avenue Commercial District; authorizing the expenditure of \$15,000 from Fund 18523, Department 5633, Organization 3311, and \$15,000 from Fund 18524, Department 5663, Organization 6313, for a total amount of not to exceed \$30,000 for the above purpose.

(Ocean Beach Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: In both the 1987 and 1988 Community Development Block Grant (CDBG) Fiscal Years, the Ocean Beach Merchant's Association requested and was granted approval for CDBG assistance for revitalizing the Newport Avenue Commercial Area in Ocean Beach. Included in each of the two years were annual funding amounts of \$15,000 to pay for marketing efforts by the Merchant's Association in the area. The funds will be used for such activities as media advertisement, district wide sales promotions and special events. This agreement would permit the Merchant's Association to subcontract, subject to City approval, for such services.

Aud. Cert. 8800943.

FILE LOCATION: MEET CONFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-117: (R-88-2113) ADOPTED AS RESOLUTION R-270907

Authorizing the execution of a ten-year lease agreement with Beach Area Community Clinic for 7,200 square feet of property located at Mission Boulevard and Santa Clara Place in Mission Beach, at a rental of \$1 for the term, for the operation of a public medical and social service facility which primarily serves elderly and low-income residents.

(Mission Beach Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: In July of 1977, the City Council authorized the execution of a 10-year lease agreement with the Beach Area Community Clinic. The Beach Area Community Clinic is a California nonprofit corporation providing medical and social services to the public, primarily to the elderly and low-income residents of the Mission Beach, Ocean Beach and Pacific Beach communities. A new 10-year agreement has been negotiated and includes the same terms and conditions as the previous agreement, as follows:

Lessee: Beach Area Community Clinic, a California nonprofit corporation.

Term: Ten years, may be terminated by either party on 90 days notice.

Premises: 3705 Mission Boulevard and 812 Santa Clara

Place, San Diego (7,200 sq. ft).

Rent: \$1 for the term.

Use: Operation of a medical and social service facility serving the public, maintaining accessibility for the elderly and low-income residents, including a retail pharmacy.

The lease contains all standard provisions applicable to nonprofit lessees; maintenance, taxes and utilities are the sole responsibility of the lessee.

FILE LOCATION: LEAS - Beach Area Community Clinic
LEASFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-118: (R-88-2112) ADOPTED AS RESOLUTION R-270908

Authorizing the execution of a five-year lease agreement (with a five-year option to extend) with San Diego Trust and Savings Bank, as Trustee, for approximately 8,000 square feet of office space at 1248 Market Street, for the Regional Youth Employment Program (REGY) at an initial monthly rental of \$3,500.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The City of San Diego's Regional Youth Employment Program (REGY) has provided employment services to San Diego's youth for the past 22 years. REGY is funded through contracts with the Regional Employment and Training Consortium (RETC). REGY is currently leasing approximately 8,000 square feet of office space at 1248 Market Street from the San Diego Trust and Savings Bank and desires to continue the lease for a five-year period with an option to extend for an additional five years. The current rent is \$2,650 per month. The lease can be terminated annually in February and is fully funded from current contracts with RETC. The new rental rate will be \$3,500 per month or 44¢ per square foot. Annual cost of living increases not to exceed five percent per annum will be made on the 4th and 5th year of the lease term. The rental rate is considered to be below market for the area and is a good value for the City.

Aud. Cert. 8800909.

FILE LOCATION: LEAS - San Diego Trust and Savings Bank

(REGY) LEASFY88-1

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksmā.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksmā-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-119:

Ten actions relative to Youth Sports Permit Renewals -
1988 Season:

(Rancho Bernardo, College Grove, East San Diego,
Morena/Mission Valley, Mission Village, Clairemont, San
Carlos Community Areas. Districts-1, 3, 5, 6 and 7.)

Subitem-A: (R-88-2126) ADOPTED AS RESOLUTION R-270909

Authorizing the execution of a Permit Agreement with
Balboa Little League and Senior League for the
construction, operation and maintenance of a ball park
in San Diego.

Subitem-B: (R-88-2127) ADOPTED AS RESOLUTION R-270910

Authorizing the execution of a Permit Agreement with
Chollas Lake Little League for the construction,
operation and maintenance of a ball park in San Diego.

Subitem-C: (R-88-2128) ADOPTED AS RESOLUTION R-270911

Authorizing the execution of a Permit Agreement with
Clairemont Bobby Sox for the construction, operation and
maintenance of a ball park in San Diego.

Subitem-D: (R-88-2129) ADOPTED AS RESOLUTION R-270912

Authorizing the execution of a Permit Agreement with
Mission Trails Little League and Senior League for the
construction, operation and maintenance of a ball park
in San Diego.

Subitem-E: (R-88-2130) ADOPTED AS RESOLUTION R-270913

Authorizing the execution of a Permit Agreement with
Rancho Bernardo Recreation Council for the construction,
operation and maintenance of a ball park in San Diego.

Subitem-F: (R-88-2131) ADOPTED AS RESOLUTION R-270914

Authorizing the execution of a Permit Agreement with
Presidio Little League for the construction, operation

and maintenance of a ball park in San Diego.

Subitem-G: (R-88-2132) ADOPTED AS RESOLUTION R-270915

Authorizing the execution of a Permit Agreement with San Carlos Little League for the construction, operation and maintenance of a ball park in San Diego.

Subitem-H: (R-88-2133) ADOPTED AS RESOLUTION R-270916

Authorizing the execution of a Permit Agreement with Serra Mesa Little League for the construction, operation and maintenance of a ball park in San Diego.

Subitem-I: (R-88-2134) ADOPTED AS RESOLUTION R-270917

Authorizing the execution of a Permit Agreement with Sunshine Little League for the construction, operation and maintenance of a ball park in San Diego.

Subitem-J: (R-88-2135) ADOPTED AS RESOLUTION R-270918

Authorizing the execution of a Permit Agreement with Sunshine Pony League and Colt League for the construction, operation and maintenance of a ball park in San Diego.

CITY MANAGER SUPPORTING INFORMATION: Council Policy 700-3 provides for unused City-owned lands to be made available for the construction, operation, and maintenance of youth ball fields on an annual basis. The ten youth sport organizations, operated these ball fields last year under this program and have requested renewal of their agreements for 1988. Each league pays a \$100 processing fee, carries public liability insurance protecting the City, and is responsible for complete maintenance of its ball field or fields. In turn, the City pays for water service out of the Park & Recreation Department's budget and does not charge the leagues rent for use of the land.

FILE LOCATION: LEAS - Youth Sports;

Subitem A Balboa

Little League and Senior League;

Subitem

B Chollas Lake Little League;

Subitem C

Clairemont Bobby Sox;

Subitem D Mission

Trails Little League and Senior League;

Subitem E Rancho Bernardo Recreation
Council;

Subitem F Presidio Little
League;

Subitem G San Carlos Little
League;

Subitem H Serra Mesa Little
League;

Subitem I Sunshine Little League;

Subitem J Sunshine Pony League and Colt
League LEASFY88-10

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-120: (R-88-2115) ADOPTED AS RESOLUTION R-270919

Authorizing the City Manager to provide to the
California State Game Association, at no cost, the use
of the Federal Building in Balboa Park for the period of
July 14-17, 1988, for the badminton competition phase of
the California State Games; wishing the athletes and
sponsors a very successful event.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-121: (R-88-2148) ADOPTED AS RESOLUTION R-270920

Authorizing the retention of the law firm of Freilich,

Stone, Leitner and Carlisle, as counsel, for legal services involving Avco v. City of San Diego and ADM Development Associates v. City of San Diego; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$50,000 from the General Revenue Sharing Fund (18014) Contingency Reserve for these purposes; authorizing the expenditure of an amount not to exceed \$50,000 in connection therewith for payment of legal fees and costs to Freilich, Stone, Leitner and Carlisle, for the purpose of providing funds for the above purpose.

Aud. Cert. 8800935.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C091-208.)

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-nay, Henderson-yea, McCarty-nay, Filner-nay, Mayor O'Connor-yea.

ITEM-150: (O-88-194) INTRODUCED, TO BE ADOPTED MAY 31, 1988

Introduction of an Ordinance amending Ordinance O-16867 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for Fiscal Year 1987-88" by creating a new classification entitled "City Architect" in the Executive Category of the Unclassified Service in Classification Range III, Salary Range 03.0, 03.1 and 03.2.

(See Committee Consultant Analysis RULES-88-5.)

COMMITTEE ACTION: Initiated by RULES on 4/6/88.

Recommendation to adopt the Rules Committee Consultant's recommendations to take the necessary steps to create the position of City Architect. Districts 1, 2, 7 and Mayor voted yea. District 3 not present.

FILE LOCATION:

COUNCIL ACTION: (Tape location: C209-D440.)

MOTION BY ROBERTS TO INTRODUCE THE ORDINANCE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-151: (R-88-2180) ADOPTED AS RESOLUTION R-270921

Authorizing the execution of an agreement with the

Metropolitan Transit Development Board for the preparation of the Pacific Beach/La Jolla Traffic Congestion Study; authorizing the expenditure of an amount not to exceed \$40,000 from the Capital Outlay Revolving Fund for the purpose of providing funds for the above project. (See City Manager Reports CMR-87-495 and CMR-87-545. Pacific Beach, La Jolla and La Jolla Shores Community Areas. Districts-1 and 6.)

COMMITTEE ACTION: Reviewed by TLU on 1/25/88. Recommendation to approve approximately \$40,000 in Capital Outlay Revolving Funds to be transferred to MTDB for the Mission Beach Traffic Congestion Study expansion to include Pacific Beach and La Jolla. Districts 2, 4, 5 and 8 voted yea. District 1 voted nay.

CITY MANAGER SUPPORTING INFORMATION: On July 27, 1987, the City Council adopted a Resolution authorizing the expenditure of \$25,000 for a Mission Beach Traffic Congestion Study. The City Manager subsequently entered into an agreement with the Metropolitan Transit Development Board (MTDB) for the preparation of this study. In December, 1987, MTDB selected the consulting firm of JHK and Associates to prepare the Mission Beach Traffic Congestion Study. This study, which is now underway, will focus on strategies to reduce traffic congestion and will consider a variety of options such as transit, parking, and traffic engineering solutions. On January 25, 1988, the Transportation and Land Use Committee approved the allocation of \$40,000 for an expansion of the Mission Beach Traffic Congestion Study to also include the La Jolla and Pacific Beach Communities. On February 11, 1988, the Metropolitan Transit Development Board of Directors authorized execution of a contract amendment with JHK and Associates for an expanded scope of work, subject to City funding approval. With this action, MTDB will execute the consultant contract amendment and manage the project. The augmented study will be prepared in two phases, with the first phase consisting of the Mission Beach portion of the study (to be completed in June, 1988 according to original schedule). The Pacific Beach and La Jolla communities will be addressed in the second phase, which is expected to be completed in October, 1988.

Aud. Cert. 8800864.

FILE LOCATION: MEET CCONFY88-1

COUNCIL ACTION: (Tape location: C071-091.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-152: (R-88-2100 REV.1) ADOPTED AS AMENDED AS RESOLUTION
R-270922

Authorizing the City Manager to take appropriate actions necessary to bring back to this Council for its approval the amended agreement with MTDB and the request for authorization to expend the additional funds for the expansion of the study to include Pacific Beach and La Jolla; authorizing the creation of a new "Advisory Committee" consisting of three representatives from La Jolla, three representatives from Pacific Beach and three representatives from Mission Beach to replace the Advisory Committee created by Resolution R-269869; declaring that the nominees for the new Advisory Committee shall be confirmed by Council.

(See City Manager Reports CMR-87-495 and CMR-87-545; memorandum from Council Members Wolfsheimer and Henderson dated 2/22/88. Pacific Beach and La Jolla Community Areas. Districts-1 and 6.)

COMMITTEE ACTION: Initiated by TLU on 3/14/88. Recommendation to revise the study boundaries to include Pacific Beach and La Jolla, and modify the citizens advisory group size and make up accordingly. Districts 1, 2, 4, 5 and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D600-E055.)

MOTION BY HENDERSON TO ADOPT AS AMENDED WITH THE PROVISION THAT COUNCIL MEMBER WOLFSHEIMER WILL APPOINT THREE MEMBERS FROM LA JOLLA TO THE COMMITTEE, AND COUNCIL MEMBER HENDERSON WILL APPOINT THREE MEMBERS FROM MISSION BEACH AND THREE MEMBERS FROM

PACIFIC BEACH TO THE COMMITTEE. REAPPOINTMENTS WILL BE MADE TO FILL VACANCIES AS THEY OCCUR. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-153:

Two actions relative to the San Pasqual Vineyards Lease Agreement:

(See City Manager Report CMR-88-228; and Committee Consultant Analysis PFR-88-14. San Pasqual Valley Community Area. District-1.)

19880509

Subitem-A: (R-88-2188) ADOPTED AS RESOLUTION R-270923

Authorizing the execution to the fifth amendment to the San Pasqual Vineyards Lease Agreement, deleting a 131-acre and a 40-acre parcel from the lease, and adding a 40-acre parcel to the agreement, and increasing the minimum annual rent to \$5,200.

Subitem-B: (R-88-2189 Rev.1) ADOPTED AS AMENDED AS RESOLUTION R-270924

Certifying that the information contained in Environmental Impact Report EIR-87-74, issued in connection with the San Pasqual Vineyards, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines, and that said Report has been reviewed and considered by the Council; adopting the findings made with respect to the feasibility of the mitigating measures and project alternatives and the statements of overriding considerations, if any, contained within EIR-87-74.

COMMITTEE ACTION: Reviewed by PFR on 4/27/88. Recommendation to approve the City Manager's recommendation to amend the lease agreement. Districts 5, 6 and 7 voted yea. Districts 1 and 8 voted nay.

FILE LOCATION: LEAS - San Pasqual Vineyards LEASFY88-1

COUNCIL ACTION: (Tape location: J088-135.)

MOTION BY McCOLL TO SUSPEND THE RULES AND EXTEND THE TIME PAST 7:30 P.M. TO 8:30 P.M. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

Motion by Wolfsheimer to continue one week. Second by Filner.

Failed: Yeas-1,8,M. Nays-2,3,4,5,6,7.

MOTION BY McCARTY TO ADOPT SUBITEM A AND SUBITEM B AS AMENDED ALTERING THE FINDINGS BY REMOVING THE KIT CARSON PARK REFERENCE FROM THE ENVIRONMENTAL IMPACT REPORT. DELETE THE WORDS "FOOD AND DELI" AND DISCUSS AT THE COUNCIL MEETING ON MAY 17, 1988.

Second by Struiksma. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-154:

Two actions relative to the lease agreement between the
City of San Diego and the City of Escondido:
(San Pasqual Valley Community Area. District-1.)

Subitem-A: (R-88-2157) ADOPTED AS RESOLUTION R-270925

Authorizing the execution of a lease agreement with the
City of Escondido, for a term of 62 years, for 40 acres of
City-owned land in San Pasqual Valley, at an initial rent
of \$13,600 per year, together with a 50 percent portion of
the profits from the golf course operations.

**Subitem-B: (R-88-2158) ADOPTED AS AMENDED AS RESOLUTION
R-270926**

Certifying that the environmental effects of the Lomas del
Lago Specific Plan, as shown in Environmental Impact Report
EIR-87-84 dated April 20, 1988, have been considered by the
Council pursuant to Section 15096(f) of the State CEQA
Guidelines; declaring that pursuant to Sections 15091(a)(2)
and 15096(h) of the State CEQA Guidelines such changes or
alternations as addressed by this EIR are within the
responsibility and jurisdiction of the City of Escondido
and not the City of San Diego; adopting the Statement of
Overriding Considerations pursuant to Sections 15093 and
15096(h) of the State CEQA Guidelines of the City.
(See City Manager Report CMR-88-139 and Committee
Consultant Analysis PFR-88-14.)

COMMITTEE ACTION: Reviewed by PFR on 4/27/88. Recommendation
to refer to Council without recommendation due to the lateness
of the hour. Districts 5, 6 and 7 voted yea. Districts 1 and 8
declined to vote without discussion of the Item.

FILE LOCATION: LEAS - City of Escondido LEASFY88-1

COUNCIL ACTION: (Tape location: G586-J087.)

Motion by Wolfsheimer to deny the lease of the 40 acres for the
golf course. Second by Filner. Failed: Yeas-1,8,M.
Nays-2,3,4,5,6,7.

Motion by Filner to amend the lease for a 31-year period.
Second by Mayor O'Connor. Failed: Yeas-8,M.
Nays-1,2,3,4,5,6,7.

**MOTION BY HENDERSON TO SUSPEND THE RULES AND EXTEND THE TIME
PAST 8:30 P.M. TO 9:00 P.M.** Second by Roberts. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-nay, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO APPROVE STAFF'S RECOMMENDATION BY

ADOPTING SUBITEM A AND SUBITEM B AS AMENDED, DELETING PARAGRAPH 3 ON PAGE 1 AND REMOVING THE KIT CARSON PARK REFERENCE FROM THE ENVIRONMENTAL IMPACT REPORT. Second by McCarty. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-nay.

ITEM-155: (R-88-1637) CONTINUED TO MAY 16, 1988
(Continued from the meeting of April 18, 1988, Item 151, at Council Member Filner's request, to ask the City Manager to reconsider relocation within the discussions for the upcoming Balboa Park Master Plan relative to the 20th and "B" Street maintenance facility possibly being moved to the Chollas site.)
Two actions relative to relocation of the Balboa Park maintenance service yard:
(See City Manager Report CMR-88-119 and Committee Consultant Analysis PFR-88-9. Balboa Park Community Area. District-8.)

Subitem-A: (R-88-1637)

Approving City Manager Report CMR-88-119 regarding the relocation of the Balboa Park maintenance service yard from its temporary location at the Arizona Landfill to the "Pit" area of the Naval Hospital site.

Subitem-B: (R-88-2187)

Certifying that the information contained in Environmental Impact Report EIR-84-0595, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and has been reviewed and considered by the Council.

COMMITTEE ACTION: Reviewed by PFR on 3/9/88. Recommendation to ask the City Manager to reconsider relocation within the discussions of the upcoming Balboa Park Master Plan relative to the 20th and "B" Street maintenance facility possibly being moved to the Chollas site. Districts 1, 5 and 8 voted yea. District 7 voted nay. District 6 not present.

FILE LOCATION:

COUNCIL ACTION: (Tape location: E255-329.)

MOTION BY FILNER TO CONTINUE FOR ONE WEEK, AT HIS REQUEST.
Second by Roberts. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor

O'Connor-yea.

ITEM-156: (R-88-1292) ADOPTED AS AMENDED AS RESOLUTION
R-270927

(Continued from the meetings of April 18, 1988, Item 152 and April 25, 1988, Item S401, at Mayor O'Connor's request, to allow her to be present for consideration of this matter.)

Authorizing the execution of a 30-year lease agreement with Evergreen Distributors, Inc. for approximately 100 acres of City-owned land in San Pasqual Valley, at an initial annual rent of \$31,500.

(See City Manager Report CMR-88-07. San Pasqual Valley Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 3/9/88. Recommendation to approve the City Manager's recommendation and requesting the City Manager to respond at the Council Meeting to the issue of prohibiting grading that changes the land mass. Districts 5, 6, 7 and 8 voted yea. District 1 voted nay.

FILE LOCATION: LEAS - Evergreen Distributors, Inc.
LEASFY88-1

COUNCIL ACTION: (Tape location: E056-250; E330-G585.)

Motion by Wolfsheimer to continue for one week and bring back the lease with new conditions in it and with the developer plans. Direct the Planning Department to look at the zoning violations. Second by Filner. Failed: Yeas-1,8,M.
Nays-2,3,4,5,6,7.

MOTION BY McCARTY TO APPROVE THE LEASE WITH THE FIVE OR SIX CONDITIONS ORIGINALLY LISTED IN THE LETTER OF MAY 3, 1988, FROM MR. COLLINS. ALSO WITH THE FOLLOWING CONDITIONS: 1) ALL TANKS AND STRUCTURES MAY NOT BE LIGHTED. THEY MUST BE SCREENED; 2) THERE SHOULD BE NO STORAGE OF EQUIPMENT NOT NEEDED FOR CURRENT USE; 3) THERE SHOULD BE NO EXPOSED PVC PIPING OF ANY SIZE, OR OTHER EXPOSED PIPES IN EXCESS OF TWO INCHES; 4) THERE SHOULD BE NO AERIAL SPRAYING OF PESTICIDES; 5) THERE SHOULD BE NO RETAIL SALES; 6) THERE SHOULD BE NO GRADING TO CHANGE THE LAND MASS; AND 7) ANY STRUCTURES OR CHANGES WILL BE BROUGHT BACK TO THE COUNCIL FOR APPROVAL. Second by Roberts. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-nay.

ITEM-200: (R-88-973 Rev. 1) CONTINUED TO AUGUST 9, 1988, AT
2:00 P.M.

(Continued from the meetings of November 30, 1987, Item 200, January 11, 1988, Item 205 and February 8, 1988, Item 208; last continued at Council Member Roberts' request, to allow new Council Members time to review the matter.)

Rescinding the provision in Resolution R-254594 relating to utilization of Site 428 for housing for persons and families of low-income; authorizing the execution of a quitclaim deed to supplement the earlier Grant Deed, which shall delete any requirement for low-income housing on the site.

(See Housing Commission Report HCR-87-014CC. Peninsula Community Area. District-2.)

NOTE: See Item 201 for a companion item.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A320-B058.)

MOTION BY ROBERTS TO CONTINUE TO AUGUST 9, 1988, AT 2:00 P.M., AT HIS REQUEST. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-nay, Filner-nay, Mayor O'Connor-yea.

ITEM-201: CONTINUED TO AUGUST 9, 1988, AT 2:00 P.M.

(Continued from the meetings of November 30, 1987, Item 201, January 11, 1988, Item 206 and February 8, 1988, Item 209; last continued at Council Member Roberts' request, to allow new Council Members time to review the matter.)

Four actions relative to multiple street and alley vacations and slope and sewer easement abandonment:

(See City Manager Report CMR-87-441. Peninsula Community Area. District-2.)

Subitem-A: (R-88-457)

Vacating Banning Street, Famosa Boulevard, San Clemente Street, Yonge Street, Xenophon Street, and an alley adjacent to Blocks 1, 1A and 7 through 9 within Loma Alta Unit 1, Map-1078 and a portion of Pueblo Lot 206.

Subitem-B: (R-88-464)

Vacating the City's interest in an unneeded sewer easement affecting a portion of Pueblo Lot 206, pursuant to Section 8300 et seq. of the Streets and Highways Code.

Subitem-C: (R-88-465)

Authorizing the sale by negotiation of a slope easement in Blocks 8 and 9 of Map-1078 and within a portion of Pueblo Lot 206 for the processing fee to The Housing Authority of the City of San Diego; authorizing the execution of a grant deed, granting to The Housing Authority of the City of San Diego, all that portion of a slope easement in Blocks 8 and 9 of Map-1078 and within a portion of Pueblo Lot 206; declaring that no broker's commission shall be paid by the City on the negotiated sale.

Subitem-D: (R-88-466)

Certifying that the information contained in Environmental Negative Declaration END-81-1029, issued in connection with the development of a 4.94-acre site adjacent to Nimitz Boulevard, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and that said Declaration has been reviewed and considered by the Council.

NOTE: See Item 200 for a companion item.

FILE LOCATION:

Subitem A & D STRT J-2661;

COUNCIL ACTION: (Tape location: A320-B058.)

MOTION BY ROBERTS TO CONTINUE TO AUGUST 9, 1988, AT 2:00 P.M., AT HIS REQUEST. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-nay, Filner-nay, Mayor O'Connor-yea.

ITEM-202:

Two actions relative to the Penasquitos East Facilities

Benefit Assessment:

(See City Manager Report CMR-88-227. Penasquitos East Community Area. District-1.)

Subitem-A: (R-88-2120) ADOPTED AS RESOLUTION R-270928

Approving the document entitled "Penasquitos East Public Facilities Financing Plan and Facilities Benefit Assessment, April 11, 1988".

Subitem-B: (R-88-2121) ADOPTED AS RESOLUTION R-270929

Resolution of Intention to designate an area of benefit in Penasquitos East; setting the time and place for holding a public hearing.

FILE LOCATION: STRT FB-5

COUNCIL ACTION: (Tape location: J310-K085.)

MOTION BY STRUIKSMA TO SUSPEND THE RULES AND EXTEND THE TIME PAST 9:00 P.M TO 9:30 P.M. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-nay, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

MOTION BY WOLFSHEIMER TO APPROVE SUBITEM A AND SUBITEM B TO SET THE HEARING AND NOTICE FOR THE HIGHER AMOUNT FOR THE FEES WITH THE PROVISION THAT IT COULD BE REDUCED DOWN AT THE TIME OF THE HEARING ON JUNE 14, 1988. DIRECT STAFF TO BRING BACK A SCENARIO TO THE JUNE 14, 1988 HEARING THAT DEALS WITH OPTION B REGARDING THE RELOCATION OF THE TOWN CENTER, AS REQUESTED BY COUNCIL MEMBER STRUIKSMA. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-203: (R-88-2119) ADOPTED AS RESOLUTION R-270930

Authorizing the City Manager to initiate proceedings for the formation of cost reimbursement districts for San Andres, PRD; Britannia Commerce Center, TM-84-0843, San Diego Business Park, TM-86-0296, The International Business Center, TM-86-0535, and Lusk-Mira Mesa, TM-84-0675, pursuant to the provisions of San Diego Municipal Code Section 68.0208.

(San Dieguito, Mira Mesa and Otay Mesa Community Areas. Districts-1, 5 and 8.)

CITY MANAGER SUPPORTING INFORMATION: In January of this year, Council adopted an ordinance establishing formal proceedings for the formation of cost reimbursement districts. The basic purpose of a cost reimbursement district is to provide a mechanism whereby a property owner who is required to construct public improvements which benefit land outside of his/her subdivision can be reimbursed by the other owners when they develop their land. Requests have been received from the owners of the following subdivisions for reimbursement for public improvements:

Subdivision Name	Public Improvements
San Andres PRD	Traffic signal, streets and appurtenances
Britannia Commerce Center No. 84-0843	Traffic signal, streets and appurtenances
San Diego Business	Traffic signals

Park No. 86-0296

The International Streets and appurtenances
Business Center

Lusk-Mira Mesa No. 84-0675 Street and appurtenances

A preliminary review of each of these requests indicates that a basis for reimbursement exists and that a C.R.D. proceeding is appropriate. Upon initiation of any or all of the above C.R.D.'s a noticed public hearing will be held in the near future at which a recommendation as to the amount of cost to be reimbursed and share of that cost that each benefitting parcel would pay upon development.

FILE LOCATION: STRT - CR-1, CR-2, CR-3, CR-4 & CR-5

COUNCIL ACTION: (Tape location: K090-105.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-ineligible, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-204: (R-88-2053) ADOPTED AS RESOLUTION R-270931

Rescinding the moratorium on the issuance of jitney permits imposed by Resolution R-268429 and repealing Council Policy 500-7 upon the effective date of the adoption of Ordinance O-17054 (New Series); declaring that the City Clerk and the City Manager, as appropriate, shall take the necessary administrative action to accomplish the foregoing; authorizing the City Manager, upon the effective date of adoption of Ordinance O-17054 (New Series), to establish 15 minute jitney passenger loading zones at the following locations:

- a) Southeast corner of Broadway at First Avenue;
- b) Southeast corner on First Avenue at Broadway;
- c) Southwest corner on Second Avenue at Broadway;
- d) Northeast corner on Broadway at India Street;
- e) North side of Broadway between Second and Third Avenues;
- f) On Lytton Street east of Naval Training Center Gate No. 1;
- g) On Northbound Harbor Drive at 32nd Street.

CITY MANAGER SUPPORTING INFORMATION: Council formed a Jitney Task Force in January 1987 to study concerns raised by members of the jitney industry and possible modifications to existing Municipal Code (MC) regulations. A moratorium on new jitney permits was enacted on May 11, 1987 by R-268429 pending adoption of the Task Force's recommendations. Ordinance O-88-25,

reflecting the Task Force's recommendations, was introduced on November 30, 1987. The second reading was continued based on comments from Craig Lee, representing the Jitney Owners Association (JOA). As a result of further discussions with the JOA, the proposed ordinance was revised. O-88-25 Rev. 1 was approved by Council on April 4, 1988 to amend MC 75.0602, 75.0603 and 75.0604. These amendments will 1) enable the establishment of jitney passenger loading zones where jitneys can wait for a specific period of time; 2) eliminate jitney holding areas; 3) provide for protests to jitney route applications; 4) authorize the Manager to collect fees for route applications; and 5) generally limit route application processing time to 60 days. The Manager recommends that three actions be authorized in order to implement the revised regulations: A) lift the moratorium; B) establish 15 minute jitney passenger loading zones at the seven locations specified in the resolution; and C) repeal Council Policy 500-7 that dealt with the defunct jitney holding zone category.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-205: (R-88-2114) ADOPTED AS RESOLUTION R-270932

Authorizing the execution of an agreement with Cleo Architecture and Design to provide professional services for the proposed Rancho Penasquitos Branch Library; authorizing the expenditure of \$35,000 from CIP-35-056.0, Federal Revenue Sharing Fund 18014, for the purpose of providing funds for the above project.

(Penasquitos East Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This agreement with Cleo Architects (Consultant) will provide professional services required for an Environmental Impact Report (EIR) and site evaluation for the proposed Rancho Penasquitos Branch Library. The original "Town Center" site is not available at this date and would not accommodate future expansion to a 20,000 square foot library with sufficient parking. An alternate site further east on Salmon River Road owned by the City is buildable. Due to its location on the rim of Penasquitos Canyon, a community plan amendment redesignating three acres of open space to library site will require an Environmental Impact Report (EIR).

The Consultant will utilize and environmental Subconsultant for the EIR preparation. The Consultant will provide a site evaluation analysis including development costs and alternatives. When a site is determined, it is proposed to amend this agreement to design and construct a 10,000 square foot library capable of expansion to 20,000 square feet. The selection of the Consultant was made in accordance with Council Policy 300-7 and the environmental subconsultant will be subject to City approval. The advertisement for design consultant services appeared in the San Diego Transcript on September 30, 1987, with some 40 firms responding. Three firms were short listed by the Design Consultant Nominating Committee and were interviewed by a committee to evaluate experience, staffing, expertise, availability and affirmative action efforts. This first phase will involve an Environmental Impact Report and site evaluations only.

Aud. Cert. 8800938.

FILE LOCATION: MEET CCONFY88-1

COUNCIL ACTION: (Tape location: K106-180.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-206: (R-88-2031) ADOPTED AS RESOLUTION R-270933

Authorizing the execution of a Letter Agreement with the Board of Education, for transporting School Safety Patrol students to summer camp at the Palomar Mountain School Camp, during the period of June 27, 1988 through July 22, 1988; authorizing the transportation of City employees and School Safety Patrol members under the condition that the City is obligated to share equally with the San Diego Unified School District liability in excess of School District's insurance policy limits of five million arising out of the negligent acts of City employees or Safety Patrol students during said transportation.

(See City Manager Report CMR-88-199.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by Struiksmayea. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-207: (R-88-1749 Rev.1) TRAILED TO TUESDAY, MAY 10, 1988

Approving Change Order No. 2, dated January 22, 1988, issued in connection with the contract between the City of San Diego and Chilcote Construction Company for the construction of the First San Diego River Improvement Project (FSDRIP), amounting to a net increase in the contract price of \$757,550.67; authorizing the expenditure of an amount not to exceed \$677,432.17 from Fund 79364, and \$80,118.50 from Fund 41506, for the purpose of funding this Change Order.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On June 23, 1987, the City Council awarded a construction contract for \$20,798,482.42 to Chilcote, Inc., for the construction of the First San Diego River Improvement Project (FSDRIP). This flood protection project will construct an earthen channel with landscaping from State Route 163 to Stadium Way. Funding for construction and consultants is from an assessment district except for the 78-inch sewer which is funded by the Water Utilities Department. The design consultant, Nasland Engineering, employed Woodward-Clyde as a subconsultant to perform preliminary soils engineering during design and soils engineering services during construction in order to assure conformance to the design and to the contract specifications. Change Order No. 2 is primarily due to the discovery of previously undocumented soils that are unacceptable for use in Phase I of this project. The soils consultant subsequently recommended that a total 131,253 cubic yards (CY) of unclassified excavated material either be recompacted and/or replaced with acceptable material in accordance with contract specifications to assure that proper compaction is attained for slope stability. A portion of this work (14,567CY) is due to the 78-inch sewer and will be paid by the Water Utilities Department. This unsuitable material had not been previously identified during the soils consultant's preliminary investigations. This additional work will be paid for at the competitively bid unit contract prices. The total project excavation (Phases I and II) consists of 1,141,800 CY. There is a possibility of encountering additional undocumented and unacceptable material in Phase II; therefore, we have ordered the consultant to have subconsultant Woodward-Clyde perform additional exploratory excavations to determine the extent of possible future contract changes.

Aud. Cert. 8800959.

WU-E-88-131.

FILE LOCATION: STRT D-2256 CONTFY88-1

COUNCIL ACTION: (Tape location: K181-195.)

MOTION BY ROBERTS TO TRAIL TO TUESDAY, MAY 10, 1988, AT HIS REQUEST. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-208: (O-88-189) HEARING APPROVED

First public hearing in the matter of:

Amending Ordinance O-16916 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1987-88 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. O-16916-1, as amended and adopted therein, by amending the personnel authorization of the City Treasurer's Office (052) by deleting one Accountant II position and by adding one Principal Accountant position; exempting said position from the Classified Service, and establishing a Salary Rate therefor.

CITY MANAGER SUPPORTING INFORMATION: This Ordinance will exempt one Principal Accountant position in the City Treasurer Department from the Classified Service. A classification study by the Personnel Department has determined that an existing accountant position meets the class specifications for upgrading to Principal Accountant. Principal Accountant positions within the City's organization are in the Unclassified Service. On April 7, 1988, the Civil Service Commission unanimously approved the City Treasurer's request for exemption of the position from the Classified Service, giving favorable review and comment.

NOTE: See Item 333 on the docket of Tuesday, May 10, 1988, for the introduction and adoption of the Ordinance.

FILE LOCATION:

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY MCCOLL TO APPROVE THE HEARING. Second by Struiksmayea. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-209:

Annexation of 425 acres of unincorporated County of San Diego territory (County Island) to the City of San Diego. Proceedings for the referenced proposal were initiated by the City of San Diego (Council Resolution Nos. R-268716 and

R-254490) and submitted to Local Agency Formation Commission of the County of San Diego. The Local Agency Formation Commission approved the annexation on March 7, 1988 and designated the City of San Diego as the conducting authority and authorized the City Council to initiate proceedings.

The subject property is located generally north of Spring Canyon Road, west of Pomerado Road, south of the City of Poway limits and the Sabre Springs Community planning area and east of Miramar Ranch North Community planning area. Reference is made to Exhibit A of Local Agency Formation Commission (LAFCO) Resolution No. CA 87-9 for a full and complete description of the annexation boundaries.

The annexation shall be subject to terms and conditions as specified in (LAFCO) Resolution No. CA 87-9. Reference is hereby made to (LAFCO) Resolution No. CA 87-9 for a full and complete description of said terms and conditions.

The name of the area for which change of organization is proposed is entitled "Scripps Miramar Ranch Annexation".

The change of organization consists of the annexation of 425 acres of unincorporated County of San Diego territory to the City of San Diego (as described in Exhibit A, attached to LAFCO Resolution No. CA 87-9).

The reasons for the proposed annexation are as follows:

1. The extension of public services to the subject territory services to the City of San Diego is logical and efficient.
2. It would allow the City of San Diego to guide in a timely and planned fashion, the development of the territory.
3. The county island is totally surrounded by the City of San Diego and the City of Poway making urban services through the county either unavailable or inadequate.
4. The annexation would eliminate an unincorporated island which relates to the City of San Diego.

Subitem-A: (R-88-2176) ADOPTED AS RESOLUTION R-270934

Adoption of a Resolution certifying that the information contained in Environmental Impact Reports EIR-85-0100 and EIR-84-0744 have been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said reports have been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-88-2174) ADOPTED AS RESOLUTION R-270935
Adoption of a Resolution Ordering the Annexation.

Subitem-C: (R-88-2175) ADOPTED AS RESOLUTION R-270936
Adoption of a Resolution of Intention to annex the
territory into Open Space Park District No. 1.

Subitem-D: (O-88-195) INTRODUCED, TO BE ADOPTED MAY 31,
1988
Introduction of an Ordinance incorporating the territory
into Council District 5.

FILE LOCATION:

Subitems A & B ANNX - Scripps Miramar Ranch
Annexation;

Subitem C ANNX - Scripps Miramar
Ranch Annexation & STRT OS-1;

Subitem D--

COUNCIL ACTION: (Tape location: K196-330.)

Hearing began at 9:10 p.m. and halted at 9:22 p.m.

Testimony in favor by Paul Peterson and Jim Bowersox (by letter
dated May 9, 1988 read into the records by Council Member
Struiksma).

Testimony in opposition by Michael Eckmann and Lynn Benn.

MOTION BY STRUIKSMA TO ADOPT SUBITEMS A, B, C AND INTRODUCE
SUBITEM D. DIRECT STAFF TO PREPARE A JOINT POWERS AGREEMENT
BETWEEN THE CITY OF POWAY AND THE CITY OF SAN DIEGO FOR THE
PURPOSE OF ACQUIRING THAT PORTION OF ALTERNATIVE 8A RIGHT-OF-WAY
LOCATED WITHIN THE COUNTY ISLAND ANNEXATION AREA, AND RETURN TO
THE COUNCIL WITH THIS AGREEMENT AS SOON AS POSSIBLE. Second by
Roberts. Passed by the following vote: Wolfsheimer-nay,
Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea,
Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not
present.

ITEM-S400: (R-88-2200) ADOPTED AS RESOLUTION R-270937

Commending the civic organization of La Jolla, Las
Patronas, for the major role it plays in the longstanding
and proven commitment to the highest quality of non-profit
organizations.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A251-320.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S401: (O-88-198) INTRODUCED, TO BE ADOPTED MAY 31, 1988

Introduction of an Ordinance amending Ordinance O-16867 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1987-88" to create the new position of Committee Consultants' Secretary; exempting the position from the Classified Service; amending Exhibit C to said Ordinance to include said position; establishing a salary rate therefor.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY MCCOLL TO INTRODUCE THE ORDINANCE. Second by Struiksmma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S402: (R-88-2003 REV.) ADOPTED AS AMENDED AS RESOLUTION R-270938

(Continued from the meetings of April 18, 1988, Item S402, and May 2, 1988, Item 150; last continued at the City Manager's request, for a report from the Rules Committee.) Approving in concept the funding request of \$300,000 for transportation costs related to the 1995 International Convention of Alcoholics Anonymous through an annual allocation of \$50,000 for six years beginning in Fiscal Year 1989, subject to the annual budget approval and appropriation of funds; directing the City Manager to develop a policy, in conjunction with the San Diego Convention and Visitors Bureau (CONVIS), regarding funding of the above and other extraordinary conventions whereby the cost of any necessary inducements for holding such large conventions in San Diego would be shared by the City and the tourism industry.

(See City Manager Report CMR-88-187.)

COMMITTEE ACTION: Reviewed by PSS on 4/6/88. Recommendation to refer to the City Council with no recommendation. Districts 2, 4 and 7 voted yea. Districts 3 and 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J140-290.)

MOTION BY McCOLL TO ADOPT AS AMENDED BY CHANGING THE FUNDING REQUEST FROM \$300,000 TO \$150,000, AND THE ANNUAL ALLOCATION FROM \$50,000 FOR SIX YEARS BEGINNING IN FISCAL YEAR 1989, TO \$30,000 FOR FIVE YEARS BEGINNING IN FISCAL YEAR 1991. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S403: CONTINUED TO TUESDAY, MAY 10, 1988

Matter of:

The selection of a growth management strategy to be used as the basis for subsequent amendment to the GUIDELINES FOR FUTURE DEVELOPMENT Section of the Progress Guide and General Plan of the City of San Diego. It should be made clear that the action to be taken subsequent to the public hearing does not constitute amendment to the general plan, but is merely for the purpose of giving direction to staff in the preparation of a draft general plan amendment. A public hearing on the general plan amendment will be published under separate notice at a future date.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D571-596.)

MOTION BY WOLFSHEIMER TO CONTINUE TO TUESDAY, MAY 10, 1988, AT MAYOR O'CONNOR'S REQUEST. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S404: CONTINUED TO TUESDAY, MAY 10, 1988

Briefing by Growth Management Consultant on Legal Issues.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D571-596.)

MOTION BY WOLFSHEIMER TO CONTINUE TO TUESDAY, MAY 10, 1988, AT MAYOR O'CONNOR'S REQUEST. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S405:

Four actions relative to Meet and Confer Items:

Subitem-A: (O-88-197) CONTINUED TO TUESDAY, MAY 10, 1988
Introduction of an Ordinance establishing a Schedule of
Compensation for Officers and Employees of the City of San
Diego for the Fiscal Year 1988-89.

Subitem-B: (R-88-2221) ADOPTED AS RESOLUTION R-270939
Adoption of a Resolution endorsing and approving the
Memorandum of Understanding agreed to by the Management
Team and Employee Organizations.

Subitem-C: (R-88-2222) CONTINUED TO TUESDAY, MAY 10, 1988
Adoption of a Resolution approving the classifications of
personnel in the Classified Service of the City of San
Diego eligible for premium or regular rate overtime.

Subitem-D: (R-88-2223) CONTINUED TO TUESDAY, MAY 10, 1988
Adoption of a Resolution amending the Employee
Representation Units.

FILE LOCATION:

Subitems A,C & D--;

Subitem B MEET

COUNCIL ACTION: (Tape location: D470-570.)

MOTION BY STRUIKSMA TO ADOPT SUBITEM B AND CONTINUE SUBITEMS A,
C AND D TO TUESDAY, MAY 10, 1988, AT BRUCE HERRING'S REQUEST.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-S406: (R-88-2184) ADOPTED AS RESOLUTION R-270940

Proclaiming Wednesday, May 18, 1988 as "Transit
Appreciation Day" and calling upon all citizens to
recognize the vital role of transit in this City, as set
forth more fully in Intergovernmental Relations Department
Report IRD-88-10, dated April 14, 1988.

(See Intergovernmental Relations Department Report
IRD-88-10.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by Struiksma. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S407: (R-88-2154) ADOPTED AS RESOLUTION R-270941

Declaring Council opposition to AB 4678 (Chacon) which would change the initiative process by requiring a city or county to order an Environmental Impact Report (EIR) on an ordinance approved by the electorate if it is a "project" under the California Environmental Quality Act (CEQA). (See Intergovernmental Relations Department Report IRD-88-11.)

COMMITTEE ACTION: Reviewed by RULES on 4/20/88.

Recommendation to adopt the Resolution opposing Assembly Member Chacon's bill, AB 4678 (as amended 4/4/88). Districts 1, 2, 3 and Mayor voted yea. District 7 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S408: (R-88-2153) ADOPTED AS RESOLUTION R-270942

Approving the Rules Committee recommendations to oppose Proposition 69, and to support Propositions 70, 71 and 74 on the June 1988 State Primary Election Ballot, as summarized in Intergovernmental Relations Department Report IRD-88-9, dated April 14, 1988. (See Intergovernmental Relations Department Report IRD-88-9.)

COMMITTEE ACTION: Reviewed by RULES on 4/20/88. Recommendation to adopt the Resolution to oppose Proposition 69 and support Propositions 70, 71 and 74. Districts 1, 2, 3 and Mayor voted yea. District 7 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C071-090.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S409: (R-88-2185) ADOPTED AS RESOLUTION R-270943

Registering the Council's strong support for maintaining the federal mass transit program at existing Fiscal Year

1988 funding levels for Fiscal Year 1989 and urging that the San Diego congressional delegation lend their support to H. Res. 400 and S. Res. 394, as set forth more fully in Intergovernmental Relations Department Report IRD-88-10, dated April 14, 1988.

(See Intergovernmental Relations Department Report IRD-88-10.)

COMMITTEE ACTION: Reviewed by RULES on 4/20/88.

Recommendation to adopt the Resolution supporting the maintaining of the Federal Mass Transit Program at the existing Fiscal Year 1988 funding levels for FY 1989. Districts 1, 2 and Mayor voted yea. Districts 3 and 7 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D461-470.)

MOTION BY STRUIKSMA TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S410: (R-88-2268) ADOPTED AS RESOLUTION R-270944

Establishing Council Policy 700-45 regarding Inducement Policy for Extraordinarily Large Conventions.

COMMITTEE ACTION: Reviewed by RULES on 5/4/88, and forwarded to Council without a recommendation. Districts 1, 3 and Mayor voted yea. Districts 2 and 7 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J140-290.)

MOTION BY MCCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

ITEM-PC-1: By Rose Lynne regarding write-in parties and Inspector General.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: K335-379.)

ADJOURNMENT:

By common consent, the meeting was adjourned in honor of the memory of David A. Grobecker at 9:30 p.m.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: K380-385).